

WISCONSIN DEPARTMENT OF REGULATION & LICENSING



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STATE OF WISCONSIN
BEFORE THE BOARD OF NURSING

IN THE MATTER OF THE DISCIPLINARY
PROCEEDINGS AGAINST

MARY A. KANITZ, L.P.N.,
RESPONDENT

FINAL DECISION AND ORDER
LS0005197NUR

Division of Enforcement Case No. 00 NUR 014

The parties to this action for the purposes of section 227.53 of the Wisconsin statutes are:

*Mary A. Kanitz
4302 S. Nicholson Ave.
Saint Francis, WI 53235*

*Board of Nursing
PO Box 8935
Madison, WI 53708-8935*

*Department of Regulation and Licensing
Division of Enforcement
PO Box 8935
Madison, WI 53708-8935*

The parties in this matter agree to the terms and conditions of the attached Stipulation as the final decision of this matter, subject to the approval of the Board. The Board has reviewed this Stipulation and considers it acceptable.

Accordingly, the Board in this matter adopts the attached Stipulation and makes the following:

FINDINGS OF FACT

1. Mary A. Kanitz (D.O.B. 06/25/55) is duly licensed as a licensed practical nurse in the state of Wisconsin (license #32854).
2. Respondent's most recent address on file with the Wisconsin Board of Nursing is 4302 S. Nicholson Ave., Saint Francis, Wisconsin, 53235.
3. At all times relevant to this action, Respondent was working as a charge nurse at South Point Health Care Center, 4500 W. Loomis Road, Greenfield, Wisconsin, 53220.
4. On or about January 11, 2000, Respondent found MB, a resident assigned to Respondent's care, on the floor as the result of an apparent fall. Respondent's intervention in regard to this resident fell below minimal nursing standards, in that Respondent:
 - a) failed to report the incident to the registered nurse assigned to the unit, so that an assessment of the resident could be performed;
 - b) failed to chart the incident in the resident's medical record; and
 - c) failed to file an incident report on the incident.
5. On or about January 13, 2000, MB was determined to have a fractured hip. It is unknown whether this fracture occurred as a result of the incident referred to in paragraph 4, above.
6. In resolution of this matter, Respondent consents to the issuance of the following Conclusions of Law and Order.

CONCLUSIONS OF LAW

1. The Wisconsin Board of Nursing has jurisdiction over this matter, pursuant to sec. 441.07, Stats.
2. The Wisconsin Board of Nursing is authorized to enter into the attached stipulation, pursuant to sec. 227.44(5), Stats.
3. The conduct described above constitutes a basis for discipline under secs. 441.07(1) and Wisconsin Administrative Code § N 7.03(1).

ORDER

NOW, THEREFORE, IT IS HEREBY IT IS FURTHER ORDERED that the license of Mary A. Kanitz, shall be LIMITED as follows:

Continuing Education

1. Within six (6) months from the date of this order, Respondent shall submit documentation of successful completion of at least eight (8) hours of continuing education or other training acceptable to the Board in the areas of legal aspect of nursing, nursing responsibilities, or in other areas acceptable to the Board as relevant to Respondent's rehabilitation. To be acceptable, the course or training shall be pre-approved by a member or designated agent of the Board of Nursing. Acceptable documentation shall include certification from the sponsoring organization as well as a statement signed by Respondent verifying that she attended the course in its entirety.

Required reporting

2. Respondent shall arrange for quarterly reports from her nursing employer(s) reporting the terms and conditions of her employment and evaluating her work performance. These reports shall be submitted to the Department Monitor in the Department of Regulation and Licensing Division of Enforcement.

3. Respondent shall notify the Department Monitor of any change of employment during the time in which the Order is in effect. Notification shall occur within fifteen (15) days of a change of employment and shall include an explanation of the reasons for the change.

Termination of restrictions

4. Upon completion of two years of complete, successful and continuous compliance with the terms of this Order, the Board shall restore Respondent's license to full and unrestricted status.

Department Monitor

5. The Department Monitor is the individual designated by the Board as its agent to coordinate compliance with the terms of this Order, including receiving payment of costs and forfeitures, as well as coordinating all requests for approval of education or other petitions. The Department Monitor may be reached as follows:

Department Monitor

Division of Enforcement

PO Box 8935

Madison, WI 53708-8935

FAX (608) 266-2264

TEL. (608) 261-7139

Summary Suspension

6. In the event that Respondent fails to timely comply with the requirements set forth in paragraph 1 above, her Wisconsin license to practice as a practical nurse shall be SUSPENDED, without further notice or hearing, until she has complied with the terms of this Order. Violation of any of the terms of this Order shall be construed as conduct imperiling public health, safety and welfare and may result in a summary suspension of Respondent's license pursuant to the procedures set forth in Wis. Admin. Code RL Ch. 6. The Board in its discretion may in the alternative impose additional conditions and limitations or other additional discipline for a violation of any of the terms of this Order.

7. This Order shall become effective upon the date of its signing.

BOARD OF NURSING

By:

Ann Brewer, RN

May 19, 2000

Board Chair

Date